

2018 Current Fiscal Year Report: Industry Trade Advisory Committee on Services

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1. Department or Agency

Department of Commerce

2. Fiscal Year

2018

3. Committee or Subcommittee

Industry Trade Advisory Committee on Services

3b. GSA Committee No.

2634

4. Is this New During Fiscal Year?

Yes

5. Current Charter

02/14/2018

6. Expected Renewal Date

02/14/2022

7. Expected Term Date

8a. Was Terminated During Fiscal Year?

No

8b. Specific Termination Authority

8c. Actual Term Date

9. Agency Recommendation for Next Fiscal Year

Continue

10a. Legislation Req to Terminate?

No

10b. Legislation Pending?

Not Applicable

11. Establishment Authority

Statutory (Congress Created)

12. Specific Establishment Authority

P.L. 93-618

13. Effective Date

14. Committee Type

Continuing

14c. Presidential?

15. Description of Committee

Other Committee

16a. Total Number of Reports

3

16b. Report Date

Report Title

05/11/2018	Letter of Recommendation on Proposed Remedies for China Section 301 Actions
07/26/2018	Letter of Recommendation on China Section 301 Proposed Actions
09/27/2018	Statutory Advisory Report on the Trade Agreement with Mexico and Potentially Canada

Number of Committee Reports Listed: 3

17a. Open 0 17b. Closed 7 17c. Partially Closed 0 Other Activities 0 17d. Total 7

Meetings and Dates

Purpose

The Committee members met for the start of the new charter term on committee business/election of new committee officers and were briefed and provide advice on the North American Free Trade Agreement (NAFTA) 2.0 negotiations.

Start

End

04/10/2018 - 04/10/2018

The Committee members met to be briefed and provide advice on the following issues, including: E-Commerce and the World Trade Organization (WTO), priorities for discussions on the U.S.-Korea Free Trade Agreement (KORUS); and the North American Free Trade Agreement (NAFTA) 2.0 renegotiations.

05/08/2018 - 05/08/2018

The Committee members met to deliberate on a pre-decisional draft letter of recommendation on Proposed Remedies Regarding China Trade Policy Pursuant to Section 301 of the Trade Act of 1974. 05/11/2018 - 05/11/2018

The letter was finalized and sent forward to the Secretary of Commerce and U.S. Trade Representative.

The Committee members met to deliberate on China 301 Proposed Actions by the United States. The letter was not finalized and another meeting was required. 07/10/2018 - 07/10/2018

The Committee members met to deliberate on a pre-decisional revised draft letter on China Section 301 Proposed Actions. The letter was finalized, adopted out of Committee, and sent to the Secretary of Commerce and U.S. Trade Representative. 07/26/2018 - 07/26/2018

The Committee members met to be briefed and provide advice on the following issues, including: China 301 Proposed Actions, US-China Trade Issues, US-UK Trade Issues. US-EU Trade Issues, WTO Digital Trade, and NAFTA 2.0 renegotiations. 09/11/2018 - 09/11/2018

The Committee members met to deliberate on the pre-decisional draft statutory advisory report on Trade Agreement with Mexico and Potentially Canada. The Report was finalized, adopted out of Committee and sent to the Trade Representative with a copy to the Secretary of Commerce. 09/27/2018 - 09/27/2018

Number of Committee Meetings Listed: 7

	Current FY	Next FY
18a(1). Personnel Pmts to Non-Federal Members	\$0.00	\$0.00
18a(2). Personnel Pmts to Federal Members	\$0.00	\$0.00
18a(3). Personnel Pmts to Federal Staff	\$31,464.00	\$63,000.00
18a(4). Personnel Pmts to Non-Member Consultants	\$0.00	\$0.00
18b(1). Travel and Per Diem to Non-Federal Members	\$0.00	\$0.00
18b(2). Travel and Per Diem to Federal Members	\$0.00	\$0.00
18b(3). Travel and Per Diem to Federal Staff	\$0.00	\$0.00
18b(4). Travel and Per Diem to Non-member Consultants	\$0.00	\$0.00
18c. Other(rents,user charges, graphics, printing, mail, etc.)	\$0.00	\$0.00
18d. Total	\$31,464.00	\$63,000.00
19. Federal Staff Support Years (FTE)	0.40	0.40

20a. How does the Committee accomplish its purpose?

The Committee shall perform such functions and duties and prepare such reports, as may be required by Section 135 of the Trade Act, with respect to the industry trade advisory committees. The Committee advises the Secretary and USTR on trade matters referred to in section 135(a)(1) of the Act, and is consulted regarding the matters referred to in section 135(a)(2) of the Act. The Committee provides detailed policy and technical advice, information, and recommendations to the Secretary and USTR regarding trade barriers, negotiation of trade agreements under section 2103 of the Bipartisan Trade Promotion Authority Act of 2002, and implementation of existing trade agreements affecting its sector.

20b. How does the Committee balance its membership?

Members shall be selected on a clear, standardized basis, in accordance with applicable Department of Commerce guidance, the principal criterion for selection being ability to carry out the objectives of this Committee as set forth in Section 3 of the Charter. Secondary selection criteria are ensuring that the Committee is balanced in terms of

points of view, demographics, geography, and company size.

20c. How frequent and relevant are the Committee Meetings?

Estimated number of meetings is 10-12. This Committee usually meets on a monthly basis, depending on the U.S. trade agenda; however, teleconference meetings are held when issues arise outside the regular meeting schedule.

20d. Why can't the advice or information this committee provides be obtained elsewhere?

This Committee is essential to carry out the Secretary and USTR's responsibilities under section 135(c)(2) of the 1974 Trade Act, as delegated by E.O. 11846 of March 27, 1975. There is no other Committee that can perform the duties of this Committee.

20e. Why is it necessary to close and/or partially closed committee meetings?

The Industry Trade Advisory Committees were established by the Trade Act of 1974 and in accordance with the Federal Advisory Committee Act (FACA). Subsection 135(f) of the Trade Act provides that the ITACs shall be exempt from the provisions of the FACA relating to open meetings, public notice, public participation, and public availability of documents when it is determined that the proceedings would, if disclosed, seriously compromise the Government's negotiating objectives or bargaining positions regarding trade policy matters. ITAC meetings routinely involve these kinds of discussions. The United States Trade Representative evaluates each meeting agenda and issues a Notice of Determination when it is necessary to close meetings.

21. Remarks

Subcommittees, or their equivalents, are authorized to be formed under the terms of the Committees' charters, which were issued pursuant to Subsection 135 (f) of the Trade Act of 1974 (Public Law 93-618) as amended, and the Federal Advisory Committee Act (Public Law 92-463). Because subcommittees, or their equivalents, do not report out independently but through the parent Committee, the costs are included under the parent Committee.

Designated Federal Officer

Richard P. Boll International Trade Specialist

Committee Members		Start	End	Occupation	Member Designation
Beline, Emily	02/28/2018	02/14/2022	FedEX Express		Representative Member
Benson, Elizabeth	02/28/2018	02/14/2022	Energy Associates		Representative Member
Brennan, Anissa	02/28/2018	02/14/2022	Motion Picture Association of America, Inc.		Representative Member

Brightbill, Timothy	02/28/2018	02/14/2022	Legal Advisor, Representing American Bar Association	Representative Member
Brooks, Ryan	02/28/2018	02/14/2022	Outfront Media, Inc.	Representative Member
Bryant Howroyd, Janice	02/28/2018	02/14/2022	The Act*1 Group	Representative Member
Dinges, Charles	02/28/2018	02/14/2022	American Society of Civil Engineers	Representative Member
English, Sahra	02/28/2018	02/14/2022	Mastercard, Incorporated	Representative Member
Ennis, Erin	02/28/2018	02/14/2022	U.S.-China Business Council	Representative Member
Gelfuso, Andrew	02/28/2018	02/14/2022	Trade Center Management Associated	Representative Member
Gelfuso, Andrew	02/28/2018	02/14/2022	Trade Center Management Associated	Representative Member
Gerhardt, Michael	02/28/2018	02/14/2022	Dredging Contractors of America	Representative Member
Gololobov, Vladimir	02/28/2018	02/14/2022	The Council of Insurance Agents and Brokers	Representative Member
Grunstra, Karen	02/28/2018	02/14/2022	Underwriters Laboratories, Inc.	Representative Member
Handal, Peter	02/28/2018	02/14/2022	J4P Associates	Representative Member
Hanson, William	02/28/2018	02/14/2022	Great Lakes Dredg and Dock Company	Representative Member
Holwill, Richard	02/28/2018	02/14/2022	Alticor, Inc.	Representative Member
Kothari, Manish	02/28/2018	02/14/2022	Consultant, Representing American Council of Engineering Companies	Representative Member
Merin, Joshua	02/28/2018	02/14/2022	International Franchise Association	Representative Member
Merski, Richard	02/28/2018	02/14/2022	Cigna Corporation	Representative Member
Prewitt, Jean	02/28/2018	02/14/2022	Independent Film & Television Alliance	Representative Member
Rangaswami, Viji	02/28/2018	02/14/2022	Liberty Mutual Insurance	Representative Member
Santoro, Brenda	02/28/2018	02/14/2022	Silicon Valley Bank	Representative Member
Saunders, Mary	02/28/2018	02/14/2022	American National Standards Institute	Representative Member
Simchak, Stephen	02/28/2018	02/14/2022	American Insurance Association	Representative Member
Sturchio, Jeremy	02/28/2018	02/14/2022	Visa, Inc.	Representative Member
Thorn, Sarah	02/28/2018	02/14/2022	Walmart, Inc.	Representative Member
Tuttle, James	02/28/2018	02/14/2022	Tuttle International Group	Representative Member
Vlasic, Mark	02/28/2018	02/14/2022	Legal Advisor, Representing Propagate Content	Representative Member

Number of Committee Members Listed: 29

Narrative Description

The Committee advises the Secretary and the USTR concerning the trade matters of common interest to the ITACs; with respect to the operation of any trade agreement once entered into; and with respect to other matters arising in connection with the development, implementation, and administration of the trade policy of the United States including those matters referred to in Reorganization Plan Number 3 of 1979 and Executive Order 12188, and the priorities for actions thereunder. In addition, the Committee performs such functions and duties as required by section 135 of the Act with respect to the ITACs. The Committee also performs such other advisory functions relevant to trade policy matters as may be requested by the Secretary and the USTR or their designees.

What are the most significant program outcomes associated with this committee?

Checked if Applies

- | | |
|---|-------------------------------------|
| Improvements to health or safety | <input type="checkbox"/> |
| Trust in government | <input checked="" type="checkbox"/> |
| Major policy changes | <input checked="" type="checkbox"/> |
| Advance in scientific research | <input type="checkbox"/> |
| Effective grant making | <input type="checkbox"/> |
| Improved service delivery | <input checked="" type="checkbox"/> |
| Increased customer satisfaction | <input checked="" type="checkbox"/> |
| Implementation of laws or regulatory requirements | <input checked="" type="checkbox"/> |
| Other | <input checked="" type="checkbox"/> |

Outcome Comments

Not Applicable

What are the cost savings associated with this committee?

Checked if Applies

- | | |
|----------------------------|-------------------------------------|
| None | <input checked="" type="checkbox"/> |
| Unable to Determine | <input type="checkbox"/> |
| Under \$100,000 | <input type="checkbox"/> |
| \$100,000 - \$500,000 | <input type="checkbox"/> |
| \$500,001 - \$1,000,000 | <input type="checkbox"/> |
| \$1,000,001 - \$5,000,000 | <input type="checkbox"/> |
| \$5,000,001 - \$10,000,000 | <input type="checkbox"/> |
| Over \$10,000,000 | <input type="checkbox"/> |
| Cost Savings Other | <input type="checkbox"/> |

Cost Savings Comments

Not Applicable

What is the approximate Number of recommendations produced by this committee for the life of the committee?

3

Number of Recommendations Comments

On average 2-3 recommendations are made annually. The number of recommendations is for the 2018-2022 charter term.

What is the approximate Percentage of these recommendations that have been or will be Fully implemented by the agency?

0%

% of Recommendations Fully Implemented Comments

No measureable calculation. Committee members that give advice to U.S. trade negotiators, typically do not receive feedback from negotiators regarding how their advice has been applied or utilized within the various bi-lateral and multi-lateral trade negotiations.

What is the approximate Percentage of these recommendations that have been or will be Partially implemented by the agency?

0%

% of Recommendations Partially Implemented Comments

No measureable calculation. Committee members that give advice to U.S. trade negotiators, typically do not receive feedback from negotiators regarding how their advice has been applied or utilized within the various bi-lateral and multi-lateral trade negotiations.

Does the agency provide the committee with feedback regarding actions taken to implement recommendations or advice offered?

Yes ☒ No ☐ Not Applicable ☐

Agency Feedback Comments

Most feedback is rendered orally during meetings; when written advice is sent to the Secretary of Commerce and the USTR, or their designees, is reviewed by the Secretary's policy staff and tasked to appropriate ITA unit to prepare draft response. Commerce internal procedures require that all responses for Secretarial signature (and/or joint signature with USTR) go through a formal concurrence process which ensures that

the appropriate level of Commerce officials are seeing the advice and have a chance for comment. The Under Secretary of Commerce for International Trade reviews and clears prior to the Secretary's review and signature, which ensures that the ITAC advice is weighed and considered.

What other actions has the agency taken as a result of the committee's advice or recommendation?

Checked if Applies

Reorganized Priorities	<input type="checkbox"/>
Reallocated resources	<input type="checkbox"/>
Issued new regulation	<input type="checkbox"/>
Proposed legislation	<input type="checkbox"/>
Approved grants or other payments	<input type="checkbox"/>
Other	<input checked="" type="checkbox"/>

Action Comments

The Department of Commerce and USTR seriously weigh the advice provided by the ITACs in negotiating trade agreements, the implementation of existing trade agreements, and in the development of U.S. trade policy affecting the services industry sector.

Is the Committee engaged in the review of applications for grants?

No

Grant Review Comments

Not Applicable

How is access provided to the information for the Committee's documentation?

Checked if Applies

Contact DFO	<input checked="" type="checkbox"/>
Online Agency Web Site	<input checked="" type="checkbox"/>
Online Committee Web Site	<input type="checkbox"/>
Online GSA FACA Web Site	<input checked="" type="checkbox"/>
Publications	<input type="checkbox"/>
Other	<input checked="" type="checkbox"/>

Access Comments

Generally, contact for information are made through the Industry Trade Advisory Center at the Department of Commerce - (202) 482-3268.